

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

THE HONOURABLE MR.

)

FRIDAY, THE 5TH

JUSTICE McEWEN

)

DAY OF MARCH, 2021

)



**IN THE MATTER OF THE COMPANIES' CREDITORS
ARRANGEMENT ACT, R.S.C. 1985, c. C-36, AS AMENDED AND IN THE
MATTER OF THE COMPROMISE OR ARRANGEMENT OF 2808447
ONTARIO INC., 2809588 ONTARIO INC, AND 2809590 ONTARIO INC.
(the "Applicants")**

STAY EXTENSION ORDER

THIS APPLICATION, made by the Applicants, pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (the "CCAA") for an order extending the Stay Period up to and including September 8, 2021 was heard this day by video conference due to the COVID-19 crisis.

ON READING the affidavit of Charlie Dahl, sworn March 2, 2021, and the Exhibits thereto (the "Dahl Affidavit"), and on hearing the submissions of counsel for the Applicants and Crowe Soberman Inc. in its capacity as monitor of the Applicants, as well as all persons present as stated in the counsel slip, no one appearing for any other person on the service list, although properly served as appears from the affidavit of Christel Paul sworn March 2, 2021.

1. **THIS COURT ORDERS** that the time for service of the Notice of Motion and the Motion Record is hereby abridged and validated so that this Motion is properly returnable today and hereby dispenses with further service thereof.

Stay Period

2. **THIS COURT ORDERS** that the Stay Period, as defined in the Order of Mr. Justice Hainey dated September 29, 2020 (the “**Stay Period**”), is hereby extended up to and including September 8, 2021.
3. **THIS COURT ORDERS** that the Stay Period in place with respect to 2809588 Ontario Inc. (“**Residual Contracting**”) is hereby lifted and shall not apply to (i) any motion for security for costs Ontario Power Generation Inc. (“**OPG**”) may bring in the lien action commenced by JMX Contracting Inc. bearing the Court File No. CV-20-00000081-0000 (the “**OPG Action**”) or in any other action, claim, rights or lawsuit that may be commenced or asserted by Residual Contracting against OPG; and, (ii) any counterclaim OPG may bring in the OPG Action.
4. **THIS COURT ORDERS** that the Stay Period in place with respect to Residual Contracting is hereby lifted and shall not apply to (i) any motion for security for costs 1488 Robson Street Holdings Ltd. (“**1488**”) or ASNA Robson Landmark Developments Limited. (“**ASNA**”) may bring in the lien action commenced in British Columbia by JMX Contracting Inc. bearing Court File No. VLC-S-S-207196 (the “**ASNA Action**”) or in any other action, claim, rights or lawsuit that may be commenced or asserted by Residual Contracting against 1488 or ASNA; and, (ii) any counterclaim 1488 or ASNA may bring in the ASNA Action.
5. **THIS COURT ORDERS** that this Order and all of its provisions are effective as of 12:01 a.m. Eastern Standard/Daylight Time on the date of this Order.



IN THE MATTER OF THE COMPANIES' CREDITORS
ARRANGEMENT ACT, R.S.C. 1985, c. C-36, AS AMENDED AND IN THE
MATTER OF THE COMPROMISE OR ARRANGEMENT OF 2808447
ONTARIO INC., 2809588 ONTARIO INC, AND 2809590 ONTARIO INC.

Court File No. CV-20-00648528-00CL

5 March 21

Order to go, on an unopposed basis, as per the draft filed and signed.
The stay extension and related relief is fair and reasonable.

McEnt.

ONTARIO
SUPERIOR COURT OF JUSTICE
IN BANKRUPTCY AND INSOLVENCY
(COMMERCIAL LIST)

Proceedings commenced at Toronto

STAY EXTENSION ORDER

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